



**BMDO 7801-G**

**BALLISTIC MISSILE DEFENSE  
ORGANIZATION  
UNSOLICITED PROPOSAL GUIDE**

**April 2000**

**DEPUTY FOR CONTRACTING**

## **FOREWORD**

This Guide is reissued under the authority of the Federal Acquisition Regulation (FAR) Subpart 15.6--Unsolicited Proposals. It provides guidance to individuals assigned to the Ballistic Missile Defense Organization (BMDO) and potential offerors on procedures for submission and evaluation of unsolicited proposals. It also gives potential offerors instructions for identifying and marking proprietary information in their unsolicited proposals so that information is protected and restrictive legends conform to FAR requirements.

BMDO 7801-G, "Ballistic Missile Defense Organization Unsolicited Proposal Guide," July 1995, is hereby canceled.

This Guide applies to all offices, Directorates, and Deputates in the BMDO and to private (public) sector individuals and business concerns submitting unsolicited proposals to BMDO. It also applies to unsolicited proposals submitted by Defense Allies.

This Guide is effective immediately.

Send recommended changes to:

Ballistic Missile Defense Organization  
Deputy for Contracting (BMDO/CT)  
7100 Defense Pentagon  
Washington, DC 20301-7100

Nothing in this Guide is intended to conflict with coverage pertaining to unsolicited proposals in the Federal Acquisition Regulation.

This Guide will be available in the BMDO publication system. Interested public users may obtain copies by contacting the Deputy for Contracting at the above address.

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**REFERENCES**

- (a) Ballistic Missile Defense Organization (BMDO) 7801-G,  
"Unsolicited Proposal Guide," July 1995 (hereby CANCELED)
- (b) Part 15.6 of the Federal Acquisition Relation (FAR)
- (c) Ballistic Missile Defense Organization (BMDO) Directive 7801,  
"The Ballistic Missile Defense Organization (BMDO)  
Unsolicited Proposal Process," January 2000

### DEFINITIONS

The following definitions are provided in order to assist offerors who may not be familiar with the unsolicited proposal process.

1. Unsolicited Proposal - a written proposal for a new or innovative idea that is submitted to BMDO on the initiative of the offeror for the purpose of obtaining a BMDO contract, and that is not in response to a request for proposals, Broad Agency Announcement, Small Business Innovation Research topic, Small Business Technology Transfer Research topic, Program Research and Development Announcement, or any other Government-initiated solicitation or program. To be considered for acceptance, an unsolicited proposal to perform research and development must be a innovative, unique, or meritorious method, approach or concept. It must be submitted in sufficient detail to allow a determination that it would benefit BMDO's mission responsibilities, and it must not be a response to a BMDO request or an advance proposal for a BMDO requirement that could be met by competitive means. Advertising material, commercial product offerings, contributions, or white papers, as defined below, are not unsolicited proposals.

2. Advertising material - material designed to acquaint the BMDO with a prospective contractor's present products or potential capabilities, or designed to stimulate interest in BMDO to buy these products.

3. Commercial item offer - an offer of a commercial item that is usually sold to the general public and that the vendor wishes to see introduced into the BMDO supply system as an alternate or replacement for an existing supply item.

4. Contribution - concept, suggestion, or idea presented to the BMDO for its use with no indication that the source intends to devote any further effort to it on the Ballistic Missile Defense Organization's behalf.

5. White Paper - a detailed or authoritative technical report without detailed delivery schedules or cost estimates.

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## C1. CHAPTER 1

### GENERAL INFORMATION

#### C1.1. PURPOSE

This Guide provides guidance to assist parties interested in preparing and submitting unsolicited proposals to the Ballistic Missile Defense Organization (BMDO). Within the Department of Defense, the BMDO is responsible for managing, directing, and executing the Ballistic Missile Defense (BMD) Program. The BMD program's objective is to:

C1.1.1. Develop and deploy increasingly capable Theater Missile Defenses (TMD) to meet the existing missile threat to deployed U.S. and allied forces;

C1.1.2. As a hedge against the emergence of long-range ballistic missile threats, develop options to deploy a National Missile Defense (NMD) for the United States; and,

C1.1.3. Continue to support research on more advanced ballistic missile defense technologies to keep pace with the threat and improve the performance of theater and NMD systems. The Ballistic Missile Defense Organization is established by Department of Defense Directive 5134.9.

One means by which BMDO obtains innovative ideas from the private sector to meet the BMDO mission is through the unsolicited proposal process. Unsolicited proposals provide a means for accomplishing functions not always well served by solicited proposals. BMDO welcomes unsolicited proposals and appreciates the contributions made by private individuals and organizations toward maintaining the technological leadership of the United States. This Guide outlines the requirements and procedures for submitting unsolicited proposals to BMDO.

#### C1.2. POLICY

C1.2.1. BMDO has a continuing interest in receiving and evaluating proposals containing new ideas, suggestions, and inventive concepts for weapons, supplies, facilities, devices, systems and equipment. The unsolicited proposal process provides a vehicle for BMDO to obtain innovative, unique, or meritorious

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methods, concepts, or approaches from the private sector (i.e., business/industry or academia) and selected Allies, to accomplish the basic and applied research required for support of BMD and NMD programs.

C1.2.2. Unsolicited proposals to perform research and development are distinguished from proposals that are requested by BMDO (or its agents) from qualified sources. Since unsolicited proposals are not included in the procurement budget, they must be specially funded if accepted. Therefore, in order to be considered for contract award, an offeror's unsolicited proposal must demonstrate significant technological promise or merit and should represent the product of original thinking. Additionally, to qualify for evaluation, the proposal must be submitted in confidence from one source. Favorably evaluated unsolicited research proposals that attempt to: determine and exploit the potential of scientific discoveries or improvements in technology, materials, processes, methods, devices, or techniques; advance the state of the art; and/or increase scientific knowledge, (i.e., it is directed toward a fuller knowledge or understanding of the subject under study rather than any practical application of that knowledge) may qualify under FAR 6.302-1(a)(2)(i) for other than full and open competition. FAR 15.607(b)(2) makes it clear that nonresearch unsolicited proposals will not automatically qualify for other than full and open competition and may have to be returned, unless they can be determined to meet other provisions under FAR Subpart 6.3.

#### C1.2.3. Who May Submit

In order to gain the greatest benefit from a wide range of intellectual and technological resources, BMDO encourages any organization or individual to suggest a research and development effort which may support BMD programs. Allies wishing to submit unsolicited proposals should be aware that such proposals received by the Director of International Affairs, Deputy for Strategic Relations (BMDO/SR) will be forwarded to the Deputy for Contracting (BMDO/CT) for initial processing prior to evaluation.

#### C1.2.4. When to Submit

Unsolicited proposals for research and development projects which are original in nature and concept and fall within the Ballistic Missile Defense Organization areas of interest may be submitted at any time.



#### C1.2.5. Where to Submit

To expedite evaluation, all copies of proposals should be clearly marked as unsolicited and forwarded to: Ballistic Missile Defense Organization, ATTN: Deputy for Contracting (BMDO/CT), 7100 Defense Pentagon, Washington, DC 20301-7100. Please indicate clearly the Offices, Deputates, and Directorate(s) to which you believe your proposal may apply, provide a copy of the proposal for each BMDO organization involved and include a copy for the Deputy for Contracting (BMDO/CT). To assist prospective offerors in identifying potential contracting opportunities using the unsolicited proposal approach, a listing of BMDO Deputates and Directorates, with summaries of their respective functions, is provided as Appendix 1.

#### C1.2.6. Pre-Proposal Activities

Unsolicited proposals are to be independently originated and developed by the offeror and must be developed without Government supervision, endorsement, direction, or direct Government involvement. However, preliminary contact with BMDO agency technical or other appropriate personnel before preparing a detailed unsolicited proposal or submitting proprietary information to the government may save considerable time and effort for both parties. BMDO will make available the information listed in FAR 15.604, as applicable, to include:

C1.2.6.1. General rules for content and definitions of an unsolicited proposal.

C1.2.6.2. Requirements concerning responsible prospective contractors (FAR 9.1) and organizational conflicts of interest.

C1.2.6.3. Public information on BMDO such as: upcoming solicitations, Broad Agency Announcement, research and/or grant programs.

C1.2.6.4. Information regarding other types of transactions similar to unsolicited proposals.

C1.2.6.5. Sources of information on agency objectives and areas of potential interest.

C1.2.6.6. General answers to questions on procedures for submission and evaluation of unsolicited proposals.

C1.2.6.7. General answers to questions on procedures for marking restrictive legends and identifying proprietary information.

Initial contact should be made through the BMDO Deputy for Contracting to provide this information or to direct the offeror to an appropriate source in a technical activity.

### **C1.3. RESPONSIBILITIES**

#### **C1.3.1. Authority to Contract**

Submitters of unsolicited proposals are advised that **only duly warranted BMDO Contracting Officers have authority to contractually bind the Government for BMDO**. Personnel who receive, handle, or evaluate unsolicited proposals are not authorized to commit the Government.

C1.3.2. BMDO Deputy for Contracting is the BMDO central coordinator to receive, initially review, establish internal controls, process for evaluation, and execute timely disposition of all BMDO unsolicited proposals. Questions regarding unsolicited proposals should be directed to BMDO at: Ballistic Missile Defense Organization, ATTN: Deputy for Contracting (BMDO/CT), 7100 Defense Pentagon, Washington, DC 20301-7100, or by telephone: (703) 604-4263, or telefax: (703) 604-2557.

### **C1.4. CLASSIFIED INFORMATION**

Classified proposals shall be marked and submitted in accordance with the provisions of the National Industrial Security Program Operating Manual, DoD 5220.22-M dated January 1995. Proposals will be handled in accordance with the provisions of the most current BMDO Directive 5200, " BMDO Security Supplement to DoD 5200.1-R, Information Security Program."

## CHAPTER 2

### UNSOLICITED PROPOSAL CONTENT AND FORMAT

#### **C2.1. PROCEDURES**

Unsolicited proposals submitted to BMDO will use the following format. The proposal should consist of two parts: (1) a cover letter, and (2) a technical summary.

C2.1.1. Cover letter. The cover should contain the following information:

C2.1.1.1. Offeror's name and address.

C2.1.1.2. Type of organization (Profit; Nonprofit; Educational; Small Business; Ministry/Agency).

C2.1.1.3. Names and telephone numbers of technical and business personnel to be contacted for evaluation or negotiation purposes.

C2.1.1.4. Identification of proprietary data to be used only for evaluation purposes.

C2.1.1.5. Names of other Federal, State, local agencies, or parties receiving the proposal or funding the proposed effort.

C2.1.1.6. Date of submission.

C2.1.1.7. Signature of a person authorized to represent and contractually obligate the offeror.

C2.1.2. Technical Summary. The technical summary should include the following information:

C2.1.2.1. PROJECT SUMMARY: Concise title and technical abstract (approximately 200 words). This should include a brief description of the project objective, and description of the effort.

C2.1.2.2. SUMMARY OF BENEFITS: Anticipated benefits and commercial applications of the proposed research or research and development should also be summarized.

C2.1.2.3. IDENTIFICATION AND SIGNIFICANCE OF THE PROBLEM OR OPPORTUNITY: Define the specific technical problem or opportunity addressed and its importance.

C2.1.2.4. TECHNICAL OBJECTIVES: Enumerate the specific objectives of the work, including questions it will try to answer to determine the feasibility of proposed approach.

C2.1.2.5. WORK PLAN: Provide an explicit, detailed description of the approach. The plan should indicate not only what is planned but how and where the work will be carried out. The effort should attempt to determine the technical feasibility of the proposed concept. The methods planned to achieve each objective or task should be discussed explicitly and in detail. This section should be a substantial portion of the total proposal. It will also identify names of subcontractors or affiliates anticipated and roles they would play in the work.

C2.1.2.6. RELATED WORK: Describe significant activities directly related to the proposed effort, including activities conducted by the principal investigator or by the proposing firm, consultants, or others. Show how these activities interface with the proposed project. Show how coordination with outside sources will be conducted, if required. The proposal must persuade reviewers of the proposer's awareness of the state-of-the-art in the specific topic.

C2.1.2.7. RELATIONSHIP TO FUTURE RESEARCH OR RESEARCH AND DEVELOPMENT:

C2.1.2.7.1. State the anticipated results of the proposed approach if the project is successful.

C2.1.2.7.2. Discuss the significance of the effort in providing a foundation for research and/or development effort.

C2.1.2.8. POTENTIAL APPLICATIONS:

C2.1.2.8.1. Discuss whether and by what means the proposed project appears to have potential use by the Federal Government and how that potential relates to the BMDO mission.

C2.1.2.8.2. Discuss whether and by what means the proposed project appears to have potential commercial applications.

C2.1.2.9. KEY PERSONNEL: Identify key personnel who will be involved in the effort. Provide information on qualifications, capabilities, directly related education and experience. Provide concise resume(s) of the principal investigator, team leader, or key personnel critical to achieving the proposed objectives. Include a list of relevant publications (if any).

C2.1.2.10. FACILITIES/EQUIPMENT: Describe available instrumentation and physical facilities necessary to carry out the effort. Items of equipment to be purchased shall be justified under this section. Identify support needed from BMDO.

C2.1.2.11. COST: Provide proposed price or total estimated cost for the effort in sufficient detail for meaningful evaluation.

C2.1.2.12. TIME: Period of time for which the proposal is valid (recommend six months.).

C2.1.2.13. TYPE OF CONTRACT PREFERRED: (For example: Cost Plus Fixed Fee; Cost Reimbursement; Firm Fixed Price).

C2.1.2.14. PROPOSED DURATION OF EFFORT.

C2.1.2.15. BRIEF DESCRIPTION OF ORGANIZATION & PREVIOUS RELEVANT EXPERIENCE, RELEVANT PAST PERFORMANCE INFORMATION AND REFERENCES.

C2.1.2.16. REQUIRED STATEMENTS, IF APPLICABLE, ABOUT ORGANIZATIONAL CONFLICTS OF INTEREST, SECURITY CLEARANCE AND ENVIRONMENTAL IMPACT.

## **C2.2. MARKING TO RESTRICT OR LIMIT USE OF DATA:**

C2.2.1. An unsolicited proposal may include data that the offeror does not want disclosed for any purpose other than evaluation. Accordingly, prospective offerors should identify to the Government, all trade secrets, commercial or financial information, and privileged or confidential information included in an unsolicited proposal that is not to be disclosed.

C2.2.2. If the offeror wishes to restrict the data contained in an unsolicited proposal, the title page must be marked with the legend from the Federal Acquisition Regulations (FAR), Section 15.609 which is reproduced below. BMDO will return to the offeror any unsolicited proposal marked with a different legend.

### **"Use and Disclosure of Data"**

*This proposal includes data that shall not be disclosed outside the Government and shall not be duplicated, used, or disclosed -- in whole or in part -- for any purpose other than to evaluate this proposal. However, if a contract is awarded to this offeror as a result of -- or in connection with -- the submission of these data, the Government shall have the right to duplicate, use, or disclose the data to the extent provided in the resulting contract. This restriction does not limit the Government's right to use information contained in these data if they are obtained from another source without restriction. The data subject to this restriction are contained in Sheets [insert numbers or other identification of sheets].*

C2.2.3. The offeror shall also mark each restricted sheet with the following legend: **"Use or disclosure of proposal data is subject to the restriction of the title page of this proposal."**

C2.2.4. The offeror's restriction on disclosure of data may not be sufficient to justify withholding of a record nor to improperly deny the public access to a record where an obligation is imposed on BMDO by the Freedom of Information Act, 5 U.S.C. 522, as amended. Further, the restriction would not limit the Government's right to use information contained in the proposal if it is obtainable from another source without restriction.

### **C2.3. MEMORANDUM OF UNDERSTANDING**

#### **Ballistic Missile Defense Organization (BMDO) Memorandum of Understanding for Evaluation of Unsolicited Proposals for Contract and Certification of Agreement**

C2.3.1. The BMDO "Memorandum of Understanding for Evaluation of Unsolicited Proposals for Contract and Certification of Agreement" (Appendix 2) is a statement of the terms under which the BMDO will accept unsolicited proposals. This Agreement must be signed by an officer of the company or the individual owning the intellectual property contained in the unsolicited proposal prior to evaluation. It is designed for the mutual protection of all concerned and provides protection based on proprietary claims made by submitters of unsolicited proposals. No request for special exception or change in the policy agreement will be granted. One copy of the Certification of Agreement must be signed and forwarded with the proposal. If the Agreement is not

submitted with the proposal, evaluation will be delayed until the BMDO receives a signed Agreement. The Certification of Agreement can be copied from Appendix 2 or obtained, upon request, from the BMDO Deputy for Contracting.

C2.3.2. In the case of unsolicited proposals submitted by foreign governments, acceptance and evaluation will be in accordance with the provisions of existing Memoranda of Understanding executed with the particular government.

## **C2.4. ADDITIONAL INFORMATION**

C2.4.1. Response to requests by the evaluators for further information, or revision and resubmission of a proposal shall be at the expense and risk of the submitter and shall create no obligation on the Government.

C2.4.2. Only those unsolicited proposals evaluated as offering significant advancement in the state-of-the-art will be considered for funding. If an unsolicited proposal is accepted, a contract may be negotiated between the offeror and BMDO. A favorable evaluation does not, in itself, necessarily justify negotiating on a noncompetitive basis. Contract performance details will be discussed and worked out between the offeror, the technical office involved and the Contracting Officer. In the event a proposal is not accepted, the Government is not obligated in any way to reimburse the offeror for any costs incurred in preparing and submitting the unsolicited proposal.

### CHAPTER 3

#### EVALUATION INFORMATION

##### C3.1. EVALUATION CRITERIA

Unsolicited proposals that satisfy the criteria outlined below will receive a comprehensive evaluation by appropriate personnel engaged in the technical areas related to the unsolicited proposal under consideration. In addition to other appropriate factors, the following will be considered by technical personnel as basic criteria when evaluating unsolicited proposals (in accordance with FAR Subpart 15.606-2):

C3.1.1. Unique, innovative, and meritorious methods, approaches or concepts demonstrated by the proposal that relate to BMDO's mission.

C3.1.2. Overall scientific, technical or socioeconomic merits of the proposal.

C3.1.3. Potential contribution of the effort to the agency's specific mission.

C3.1.4. The offeror's capabilities, related experience, facilities, techniques, or unique combinations of these which are integral factors for achieving the proposal objectives.

C3.1.5. The qualifications, capabilities, and experience of the proposed principal, team leader, or key personnel who are critical in achieving the proposed objectives.

C3.1.6. Whether this proposal closely resembles any pending acquisition requirement.

C3.1.7. Whether this capability is available to the Government without restriction from another source.

C3.1.8. Whether funds are available in the current fiscal year.

C3.1.9. The realism of the proposed cost.

C3.1.10. Other factors not specified above. Recommendation or questions the evaluators may wish to address to the submitter.



**C3.2. EVALUATION RESULTS**

The individual identified as the point of contact for the organization or entity submitting the proposal will be notified by the Deputy for Contracting or an authorized contracting officer as to the results of the evaluation and any intent to pursue negotiation of a contract. Individuals outside the contracting deputation are not authorized to accept or reject the proposal and bind BMDO to a contractual obligation.

**AP1. APPENDIX 1**

**BMDO FUNCTIONAL STATEMENTS**

**AP1.1. Acquisition Strategy and Long Range Planning (AP) Mission**

**Statement:** Responsible to the Director for the management of BMD acquisition strategy, to include NMD, TAMD and cruise missile options. Ensures that balanced realistic requirements (i.e., weapons, sensors, and BM/C<sup>4</sup> components) for BMD systems are properly reflected long-range in acquisition strategies to meet overall BMD mission requirements. Translates DoD and other Federal agency policies to ensure compliance when developing strategic plans. Serves as BMDO's Liaison to the Joint CINCs for requirements integration, planning, wargaming, exercises, and operational assessments.

**AP1.2. Science and Technology (ST) Mission Statement:** Serves as Chief Scientist to the BMDO Director for the management of BMD Technology and Technical Core Competency Programs. The Chief Scientist exercises functional responsibilities and authorities for the overall management, within the BMDO, of the BMD Technology and Technical Core Competency programs and projects necessary to implement policies, program guidance, and program strategy.

**AP1.3. Strategic Relations (SR) Mission Statement:** Responsible to the Director, Ballistic Missile Defense Organization, for developing the analysis, planning and implementation for all international relations of the organization. Serves as principal advisor to Director, BMDO for international participation in the BMD program, relations with other government agencies, and Congress on international relations issues. Responsible for coordination of policy and programs regarding international security, arms control negotiations, international agreements, and ancillary documents.

**AP1.4. Systems Engineering (SE) Mission Statement:** The Systems Engineer serves as the principal advisor to the Director for the systems engineering, integration and interoperability of the BMD program, to include NMD, TAMD and cruise missile options. Ensures system engineering function supports architecture analysis and cost effectiveness trades. Develops and manages a program for overall systems integration to achieve interoperability among BMD

systems; ensures the integration of activities for all Service and weapon system elements, including BMC4.

**AP1.5. Test, Simulation, and Evaluation (TE) Mission Statement:**

Serves as the principal advisor to the Director for test, simulation, and evaluation (TE) resources, civil engineering, and environmental planning and compliance for the BMD program, including NMD, TAMd, and cruise control options. Responsible for the overall planning, programming, budgeting, and execution of the T&E infrastructure and modeling and simulations programs.

**AP1.6. Chief Architect (CA) Mission Statement:** The Chief Architect serves as the organization's senior technical advisor to the Director for joint systems architecture development, to include architectures for NMD, TAMd, and cruise missile options. Responsible for the design and implementation of the various architectural disciplines and new initiatives leading to acquisition milestone decisions of the Agency's BMD programs. The Chief Architect exercises functional responsibilities and authorities for the architecture and analysis of the overall BMD program for the purpose of reaching an informal internal conclusion that the system will perform as intended with a low level of risk within stated schedules and cost parameters.

**AP1.7. National Missile Defense Joint Program Office (JN) Mission Statement:** The National Missile Defense (NMD) Joint Program Office (JPO) has the responsibility to develop, demonstrate, and deploy (when directed) a system to defend the United States against a limited strategic ballistic threat by a rogue nation.

**AP1.8. Joint National Test Facility (TF) Mission Statement:** (Schriever AFB, Colorado Springs, CO), The key mission is to provide missile defense related analysis, system level, integration and test and evaluation support for the development, acquisition and deployment of missile defense systems and architectures.

AP2. APPENDIX 2

**BALLISTIC MISSILE DEFENSE ORGANIZATION (BMDO)  
MEMORANDUM OF UNDERSTANDING  
FOR EVALUATION OF UNSOLICITED PROPOSALS FOR CONTRACT  
AND CERTIFICATION OF AGREEMENT**

The Ballistic Missile Defense Organization has a continuing interest in receiving and evaluating proposals containing new ideas, suggestions, and inventive concepts for weapons, supplies, facilities, devices, and equipment. However, Government personnel and contractors are constantly engaged in research and development activities, and the substance of the proposal may already be known to Government employees or contractors, or may even be in the public domain. Furthermore, the Government may, at its option, and based on its own needs, choose not to negotiate on a proposal submitted to it. For such reason it is desirable, when receiving proposals for evaluation, to insure that the persons submitting them are aware of the conditions under which they will be considered by the Ballistic Missile Defense Organization.

Therefore, prior to the acceptance of any article of equipment, material, or disclosure of information for evaluation or testing by the Ballistic Missile Defense Organization, the following must be understood and agreed to by the individual firm, or corporation submitting such article, invention or disclosure:

1. The voluntary submissions will be processed in accordance with established Government procedures for safeguarding such articles or information against unauthorized disclosure. In addition, the data forming a part of or constituting the submissions will not be disclosed outside the Government or be duplicated, used or disclosed in whole or in part by the Government, except for record purposes or to evaluate the proposal. This restriction extends to, and includes, financial and management plan information submitted with, or forming a part of the proposal. This restriction does not limit the Government's right to pursue information contained in such data if it is obtained from another source, or is in the public domain.

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2. Due care will be exercised to ensure that, in addition to technical design or concept data submitted, financial and management plans will not be used by the Government for any purpose other than evaluation of the proposal.

3. Proposals, without restrictive markings, received from educational or nonprofit organizations may be evaluated outside the Government provided that the evaluators agree in writing not to reproduce, use or disclose the information in whole or part, except for the purpose of evaluation, without written permission from the submitter.

4. The receipt and evaluation of a proposal by the Ballistic Missile Defense Organization does not create or imply a duty or promise to pay for the review of the proposal, a recognition of novelty or originality, or any relationship which might require the Government to pay for use of information to which it is otherwise lawfully entitled, or a commitment to proceed further, either in direct negotiations or otherwise with the offeror.

5. Information covering the results of evaluations or tests will be furnished to submitters upon request. Such information will not be construed as an endorsement by the Government nor shall it be used in whole or in part for advertising purposes with industry or other Government Agencies.

#### **CERTIFICATION OF AGREEMENT**

The Undersigned, who has read and understood the above on behalf of \_\_\_\_\_

(Individual, Company or Corporation)

has made a disclosure of a proposal to the Ballistic Missile Defense Organization relating to: \_\_\_\_\_

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The undersigned hereby certifies his/her understanding that the Ballistic Missile Defense Organization has accepted the above proposal for the purpose of evaluating it and advising of

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Ballistic Missile Defense Organization interest. It is further understood that such acceptance does not imply or create: a promise to pay for review of the original; an obligation to give up any legal right or to assume any duty; a recognition of novelty, originality or priority; or any relationship, contractual or otherwise, or a commitment to proceed further either in direct negotiations or otherwise with the offeror, such as would render the Government liable to pay for or to give up any legal right or assume any obligation for disclosure or use of any information in the proposal to which the Government would otherwise lawfully be entitled.

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Signature

Printed or Typed Name

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Title (Authorization to Bind *Said Organization*, if any) Date